

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No.:	10/595,046	Examiner:	(not yet assigned)
Filing Date:	January 13, 2006	Group Art Unit:	Unassigned
Inventor:	Berger et al.	Attorney Docket No.	72.104
Assignee:	Wacker Construction Equipment AG		
Invention:	<i>Working Tool with Damped Handle</i>		

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS
UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED
OFFICE (DO/EO/US)**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US), mailed May 22, 2006 in the above-captioned application, applicant submits the following:

- 1) Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US).
- 2) Executed 2-page Declaration.
- 3) Executed Appointment of Domestic Representative.
- 4) Authorization to charge Deposit Account in the amount of \$130.00 for payment of the government fee for late filing of applicants' Declaration.

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS
UNDER 35 U.S.C. 371 dated May 22, 2006
U.S. Serial No.: 10/595,046
Inventors: Berger et al.
Page 2

The Director is hereby authorized to charge payment of any additional fees associated with this or any other communication or credit any overpayment to Deposit Account No. 50-1170.

Respectfully submitted,



Timothy E. Newholm
Registration No. 34,400

Dated: June 9, 2006

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UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 PG Box 1450
 Alexandria, Virginia 22313-4450
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/595,046	Rudolf Berger	72.104

INTERNATIONAL APPLICATION NO.	
PCT/EP04/07743	
LA. FILING DATE	PRIORITY DATE
07/13/2004	07/15/2003

23598
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 MILWAUKEE, WI 53202

CONFIRMATION NO. 1788

371 FORMALITIES LETTER



OC000000018887095

Date Mailed: 05/22/2006

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 01/16/2006
- English Translation of the IA filed on 01/16/2006
- Copy of the International Search Report filed on 01/16/2006
- Copy of IPE Report filed on 01/16/2006
- Preliminary Amendments filed on 01/16/2006
- Information Disclosure Statements filed on 01/16/2006
- U.S. Basic National Fees filed on 01/16/2006
- Substitute Specification filed on 01/16/2006
- Priority Documents filed on 01/16/2006
- Specification filed on 01/16/2006
- Claims filed on 01/16/2006
- Abstracts filed on 01/16/2006
- Drawings filed on 01/16/2006

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$130** for a Large Entity:

- **\$130** Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

WINSTON M ALVARADO

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PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/595,046	PCT/EP04/07743	72.104